IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMARY SUIT NO.1347 OF 2003

Ruby M. Multani ....**Plffs.**

vs.

R.R. International and anr. .....**Defnds.**

Ms. B.S. Chandnani for the plaintiffs.

CORAM: S.U. KAMDAR, J.

DATE : 22ND AUGUST 2005.

P.C. :

1. The present suit is filed on bill of exchange dated 27.9.1999 for the sum of Rs.50,000/-. The said bill of exchange was executed by the defendant towards the loan amount lent and advanced by Kamla Chandnani who has since expired and the plaintiff has filed the present suit as legal heirs and representative. The defendant has made part payment of Rs.10,000/-. However a cheque for Rs.40,000/- has been dishonoured. In view thereof a legal notice was given and since there

was no payment the present suit is filed for the sum of Rs.62,800/- and interest at the rate of 18% is also claimed on the principal amount of Rs.40,000/-. The defendants are served. Affidavit of service dated 13.12.2004 and 28.2.2005 is taken on record. The plaintiff has also filed the original bill of exchange dated 9.11.98. The compilation of original documents is taken on record and marked Ex.P.1 colly. In view thereof suit decreed as prayed. Refund of court fees as per rules.

sd/- **********